

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
April 12, 2010**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on April 12, 2010 in Board Room 3 Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Patricia Lane, R.N., B.S.N., Chairperson
Evelyn Lindsay, L.P.N.

STAFF PRESENT: Jay P. Douglas, R.N., M.S.M., C.S.A.C.
Gloria D. Mitchell, R.N., M.S.N., M.B.A., Deputy Executive Director (joined later)

OTHERS PRESENT: Anne Joseph, Deputy Director, Administrative Proceedings Division
Practical nursing students from Chesterfield Technical Center

**CONFERENCES
SCHEDULED:** **Jane Ott, RN 0001-139210**
Ms. Ott appeared, accompanied by attorney, Frankie Coyner.

Ms. Mitchell joined the meeting. Ms. Douglas left the meeting.

CLOSED MEETING: Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:40 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Ott. Additionally, Ms. Lindsay moved that Ms. Mitchell and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 11:10 A.M.

Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Lindsay moved to issue an order of reprimand to Jane Ott and continue her on probation with terms as stated in the prior Board order.
The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Ott unless a written request to the Board for a formal hearing on the allegations made against her is received

from Ms. Ott within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES
SCHEDULED:

Lora Roberts, LPN 0002-053537

Ms. Roberts appeared, accompanied by her husband, Robert Roberts.

CLOSED MEETING:

Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 12:12 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Roberts. Additionally, Ms. Lindsay moved that Ms. Mitchell and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 12:24 P.M.

Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Lindsay moved to close the case and impose no sanction due to insufficient evidence of a violation of the Nurse Practice Act or Board of Nursing regulations

The motion was seconded and carried unanimously.

CONFERENCES
SCHEDULED:

Elizabeth Anne Franklin, RN 0001-097881

Ms. Franklin appeared, accompanied by attorney, Timothy Hudson and brother, Tyler Franklin.

CLOSED MEETING:

Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 3:17 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Franklin. Additionally, Ms. Lindsay moved that Ms. Mitchell and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 4:31 P.M.

Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom

of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION:

Ms. Lindsay moved to issue an Order of reprimand to Elizabeth Franklin and impose a \$1,500 monetary penalty to be paid within 45 days of entry of the order. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Franklin unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Franklin within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Donnie Block, LPN 0002-055625

Mr. Block appeared.

CLOSED MEETING:

Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 5:30 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Block. Additionally, Ms. Lindsay moved that Ms. Mitchell and Ms. Joseph attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 5:45 P.M.

Ms. Lindsay moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Lindsay moved issue an order to terminate the terms of probation on Donnie Block and issue an unrestricted practical nursing license upon renewal.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Block unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Block within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 5:50 P.M.

Gloria D. Mitchell, R.N., M.S.N., M.B.A.
Deputy Executive Director